



Practitioner's Docket No. NR7322US.CON

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Donald E. Abrino, John Crooks, Ronald Barrett, and Shyam Miglani

Application No.: 10/726,086

Group No.: UNKNOWN

Filed: December 2, 2003

Examiner: UNKNOWN

For: REFRACTORY LINING FOR METALLURGICAL VESSEL

MAIL STOP – NON-FEE AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

PRELIMINARY AMENDMENT TRANSMITTAL

1. Transmitted herewith is a preliminary amendment for this application.

STATUS

2. Applicant is other than a small entity.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

*(When using Express Mail, the Express Mail label number is **mandatory**;
Express Mail certification is optional.)*

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

XX deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

XX with sufficient postage as first class mail.

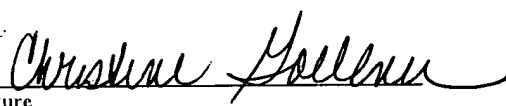
37 C.F.R. § 1.10*

_____ as "Express Mail Post Office to Addressee"

Mailing Label No. _____ (mandatory)

TRANSMISSION

_____ facsimile transmitted to the Patent and Trademark Office, (703) _____


Signature

Date: February 16, 2004

Christine Goellner

(type or print name of person certifying)

* Only the date of filing (' 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under ' 1.8 continues to be taken into account in determining timeliness. See ' 1.703(f). Consider "Express Mail Post Office to Addressee" (' 1.10) or facsimile transmission (' 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3)	OTHER THAN A SMALL ENTITY			
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE		
TOTAL	21	—	21	= 0 x \$	18.00	= \$	0.00
INDEP.	5	—	5	= 0 x \$	86.00	= \$	0.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+ \$	0.00	= \$	0.00
				TOTAL ADDIT. FEE		\$	0.00

No additional fee for claims is required.

FEE DEFICIENCY

5. If an additional extension and/or fee is required, charge Account No. 50-0537.

If an additional fee for claims is required, charge Account No. 50-0537.

Date: February 16, 2004

Reg. No.: 31,115
Tel. No.: 440-684-1090
Customer No.: 22203


Signature of Practitioner

Mark Kusner
KUSNER & JAFFE
Highland Place - Suite 310
6151 Wilson Mills Road
Highland Heights, OH 44143